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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

BABAK BROUMAND AND

MALAMATENIA MAVROMATIS,

Defendants.

Case No.CR-21-00162-WHO

**STIPULATION TO CONTINUE
STATUS CONFERENCE FROM
FEBRUARY 16, 2023 AT 1:30 PM TO
JUNE 22, 2023 AT 1:30 PM, AND
EXCLUDE TIME UNDER THE
SPEEDY TRIAL ACT; and**

[PROPOSED] ORDER

It is hereby stipulated by and between counsel for the United States and counsel for the defendants BABAK BROUMAND and MALAMATENIA MAVROMATIS, that the status conference set for February 16, 2023, at 1:30 p.m. be continued to June 22, 2023, at 1:30 pm,

STIPULATION AND [PROPOSED] ORDER
United States v. Broumand, et al;
Case No. CR-21-00162-WHO

1 and that time be excluded under the Speedy Trial Act from February 16, 2023 through June
2 22, 2023.

3 4 5 STIPULATION

6 The parties hereby stipulate that the currently set status conference be continued from
7 February 16, 2023, at 1:30 p.m. to June 22, 2023, at 1:30 p.m. Defendant BABAK
8 BROUMAND is in custody in the Central District of California, awaiting sentencing, after
9 being convicted at jury trial in *United States v. Broumand*, 20-224-RGK(A). Defendant
10 MALAMANTENIA MAVROMATIS is not in custody.

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12 1. Defendant BABAK BROUMAND is in custody in the Central District of
13 California after being convicted at jury trial in the related case of *United States v. Broumand*,
14 20-224-RGK(A). Sentencing was originally scheduled for January 30, 2023, but was
15 continued to February 27, 2023.

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17 2. Additionally, counsel for defendant BABAK BROUMAND has a state criminal
18 jury trial in the San Mateo Superior Court captioned as *The People of the State of California*
19 *v. Jared Wong*, Case Number: 20-NF-004349-A. The case currently has a Section 995 motion
20 hearing set for February 27, 2023 (which now has to be moved back because of the unexpected
21 hearing conflict with the California Central District federal case described in paragraph 1), has
22 a pretrial conference set for April 26, 2023, and a trial date of May 26, 2023. The case involves
23 a drug related armed-robbery.

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25 3. The government has produced over 60,000 pages of discovery to defendant
26 Mavromatis which primarily consists of business records, including bank, credit card,
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1 mortgage broker, title company, and escrow company records, tax returns, and witness
2 interview reports.

3 4. On March 24, 2022, the government obtained a superseding indictment in this case
4 adding defendant MAVROMATIS who first appeared in this case on April 19, 2022, in
5 which she was charged with two counts of False Statements on a Loan Application in
6 violation of 18 U.S.C. § 1014 (Counts Four and Six). Prior to defendant MAVROMATIS's
7 indictment, co-defendant BABAK BROUMAND had already been charged.
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9 5. Additionally, counsel for both defendants agree that additional time is needed for
10 meaningful preparation for trial, including additional research and investigation, and
11 discussions with their clients and the government regarding possible pretrial resolution.
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13 6. The government and counsel for the defendants agree that time be excluded under
14 the Speedy Trial Act so that defense counsels can continue to prepare for trial. Further, a
15 pretrial conference date well after defendant BABAK BROUMAND's sentencing will best
16 allow the parties to give meaningful consideration regarding scheduling a trial date in this
17 matter.
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19 7. The parties stipulate and agree that excluding time until June 22, 2023, will allow
20 for the effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The parties further
21 stipulate and agree that the ends of justice served by excluding the time from February 16,
22 2023, through June 22, 2023, from computation under the Speedy Trial Act outweigh the best
23 interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A), (B)(iv).
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1 8. The undersigned Assistant United States Attorneys certify that they have obtained
2 approval from all counsel to file this stipulation and proposed order.
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5 IT IS SO STIPULATED.

6 DATED: February 9, 2023

/s/ Michael J. Morse
MICHAEL J. MORSE
JUAN M. RODRIGUEZ
Special Assistant United States Attorney

9
10 DATED: February 10, 2023

s/ Steven F. Gruel
STEVEN F. GRUEL
Counsel for Defendant BROUMAND

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12
13 DATED: February 10, 2023

/s/ Paul H. Nathan
PAUL H. NATHAN
Counsel for Defendant MAVROMATIS

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17 [PROPOSED] ORDER

18 Based upon the facts set forth in the stipulation of the parties and for good cause shown,
19 the Court hereby continues the status conference from February 16, 2023, at 1:30 p.m. to June
20 22, 2023, at 1:30 p.m.

21 Furthermore, the Court finds that failing to exclude the time from February 16, 2023,
22 through June 22, 2023, would unreasonably deny defense counsel and the defendant the
23 reasonable time necessary for effective preparation, taking into account the exercise of due
24 diligence. 18 U.S.C. § 3161(h)(7)(B)(iv).
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26 The Court further finds that the ends of justice served by excluding the time from
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1 February 16, 2023, through June 22, 2023, from computation under the Speedy Trial Act
2 outweigh the best interests of the public and the defendants in a speedy trial. Therefore, and
3 with the consent of the parties,
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5 IT IS HEREBY ORDERED that the time from February 16, 2023, through June 22,
6 2023, shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. §
7 3161(h)(7)(A), (B)(iv).
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9 IT IS SO ORDERED.
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12 DATED:

HONORABLE WILLIAM H. ORRICK
United States District Court
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